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Attorneys for Defendant and Cross-Complainant
Wells Fargo Bank, N.A.

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA
SAN FRANCISCO DIVISION

AUDREY MCNAMARA NEVIS,
Plaintiff,

vs.

WELLS FARGO BANK, EXECUTIVE
FINANCIAL LENDING INC., JOHN B. SPEAR,
SHAI MOSHE, GATEWAY TITLE COMPANY,
QUALITY LOAN SERVICES CORP. and DOES
1-100, inclusive,

Defendants.

WELLS FARGO BANK, N.A.,
Cross-Complainant,

vs.

EXECUTIVE FINANCIAL LENDING, INC., a
California Corporation; JOHN B. SPEAR, an
individual; and SHAI MOSHE, also known as
EDISON MOSHE, an individual,

Cross- Defendants.

No.: C-07-2568 MHP

**STIPULATION REGARDING
PRESERVATION OF EVIDENCE;
[PROPOSED] ORDER**

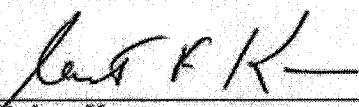
IT IS HEREBY STIPULATED, by and between the parties hereto, through their respective
counsel of record, pursuant to this Court's March 27, 2008 Status Conference Order and Paragraph 6
of the Standing Orders for All Judges for the Northern District of California regarding Case

1 Management Conference Statements, and pursuant to their duties to preserve evidence that may be
 2 relevant to this action pursuant to the Federal Rules, as follows:

3
 4 The parties do not contemplate any issues regarding the preservation of evidence as the scope
 5 of relevant documents is narrow, and relevant documents have been and will be disclosed in the
 6 parties' initial disclosures. The parties are aware of and hereby stipulate to abide by their
 7 responsibility under the Federal Rules to preserve evidence relevant to the issues reasonably evident
 8 in this action, including electronically-stored evidence, and have taken steps to preserve all such
 9 evidence and prevent destruction of any such evidence under any document or data destruction
 10 program that would otherwise prevent them from fulfilling their responsibilities.

11
 12 DATED: March 28, 2008

13 LAW OFFICES OF ROBERT KANE COMMUNITY
 14 LEGAL SERVICES
 15 IN EAST PALO ALTO

16 By 
 17 Robert Kane
 Shirley Hochhausen
 Attorneys for Plaintiff Audrey McNamara Nevis

18 DATED: March __, 2008

19 REED SMITH LLP

20
 21 By _____
 22 Heather B. Hoesterey
 Attorneys for Defendant and Cross-Complainant
 Wells Fargo Bank, N.A.
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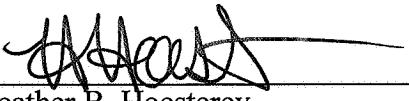
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 19 Attorneys for Plaintiff Audrey McNamara Nevis

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 27
 28

REED SMITH LLP
 A limited liability partnership formed in the State of Delaware

1 DATED: March 28, 2008

2 BARDELLINI, STRASW, CAVIN & BUPP, LLP

3
4 By Lee P. Bardellini
5 Lee P. Bardellini
6 Attorneys for Defendant Gateway Title Company

7 **IT IS SO ORDERED:**

8
9
10 The Honorable Marilyn H. Patel
11 United States District Court Judge

12
13 DOCSSFO-12510303.1

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